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5 ARANTAZAZU ATORRASAGASTI

6
7 UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA
* * *

8
9 UNITED STATES OF AMERICA,) 2:17-cr-00089-APG-VCF
10)
11 Plaintiff,)
12 v.) STIPULATION AND ORDER TO
CONTINUE SENTENCING
13)
ARANTAZAZU ATORRASAGASTI,)
14) (First Request)
15 Defendant.)
16

17 IT IS HEREBY STIPULATED by and between ARANTAZAZU ATORRASAGASTI,
18 Defendant, by and through his counsel DUSTIN R. MARCELLO, ESQ, DAYLE ELIESON,
19 United States Attorney, and DAN COWHIG, Assistant United States Attorney, that Sentencing
20 currently scheduled for September 20, 2018 at 10:30 a.m. be vacated and continued 90 days or to
21 a time convenient with the Court.

22 This Stipulation is entered into for the following reasons:

- 23
24 1. Counsel has spoken the Defendant and she has no objection to the continuance.
25 2. The parties agree to the continuance.
26 3. Defendant is not in custody and is out on bond through Pretrial Release.
27 4. Trial in the related case United States v. Daniel M. Boyar et al, 2:17-cr-21-JCM is
28 set for September 24, 2018. Sentencing in this matter is not yet ripe.

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA,)	2:17-cr-00089-APG-VCF
)	
Plaintiff,)	
)	STIPULATION AND ORDER TO
v.)	CONTINUE SENTENCING
)	
ARANTAZAZU ATORRASAGASTI,)	
)	
Defendant.)	(First Request)
)	

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds:

This Stipulation is entered into for the following reasons:

1. Counsel has spoken the Defendant and she has no objection to the continuance.
2. The parties agree to the continuance.
3. Defendant is not in custody and is out on bond through Pretrial Release.
4. Trial in the related case United States v. Daniel M. Boyar et al, 2:17-cr-21-JCM is set for September 24, 2018. Sentencing in this matter is not yet ripe.
5. Counsel needs additional time to adequately prepare for sentencing with Defendant.

1 6. Additionally, denial of this request for continuance would result in a miscarriage of
2 justice.

3 7. This is the first request to continue the sentencing.
4

5 **CONCLUSIONS OF LAW**

6 The end of justice served by granting said continuance outweigh the best interest of the
7 public and defendants since the failure to grant said continuance would likely result in a
8 miscarriage of justice, would deny the parties herein sufficient time and the opportunity within
9 which to be able to effectively and thoroughly prepare for sentencing taking into account the
10 exercise of due diligence.
11

12 **ORDER**

13 **IT IS ORDERED** that Sentencing currently scheduled for September 20, 2018, at 10:30
14 a.m. be continued to 24th day of January, 2019 at 2:00 p.m. in Courtroom 6C.

15 DATED this 17th of September, 2018.
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18 _____
19 U.S. DISTRICT JUDGE
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